IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

CRP.No. 1075 of 2006(G)

AGAINST THE ORDER DATED / / IN E.P. 1478/2004 IN OS.857/2002 of II ADDL.M.C.,THRISSUR

.....

REVN. PETITIONERS/ RESPONDENTS : JUDGMENT DEBTORS:
----

1. **C.V. RAMAN, S/O.CHEMMANDA VELAYUDHAN, MOORKANNIKARA DESOM, KOZHUKULLI VILLAGE, THRISSUR TALUK.**

2. **C.R. UNNIKRISHNAN, S/O. CHEMMANDA RAMAN, MOORKANNIKARA DESOM, KOZHUKULLI VILLAGE, THRISSUR TALUK.**

3. **P.S. SUBHASH, S/O.PUNCHADATH SANKARAN, MOORKANNIKARA DESOM, KOZHUKULLI VILLAGE, THRISSUR TALUK.**

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS: PETITIONER/DECREE-HOLDER:

ECOMARK KURIES (P) LTD.,
ECOMARK TOWER, 2ND FLOOR, KOKKALAI,
T.B. ROAD, THRISSUR.

BY

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 30/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N. KRISHNAN, J.

= = = = = = = = = = = = = = =

C.R.P. NO. 1075 OF 2006

= = = = = = = = = = = = = = =

Dated this the 30th day of January, 2007.

O R D E R

This revision petition is preferred against the order of the learned Munsiff in E.P. 1478/04 directing to arrest the judgment debtors for the purpose of realisation of the decree amount. This Court initially admitted the C.R.P. with a direction to deposit Rs.10,000/-. It was deposited. Respondent had entered appearance. The learned counsel for the revision petitioner submits that if time is given he will be in a position to pay off the balance decree amount. Considering the request and the readiness to pay the amount, the civil revision petitioner is directed to pay the balance decree amount in five monthly equal instalments commencing from 15th February, 2007. If he commits default of two consecutive instalments the benefit will be lost and the judgment debtors can be proceeded against for realisation of the amount by way of arrest and they are precluded from raising the plea of no means in such circumstances.

M.N. KRISHNAN, JUDGE.

ul/-